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JOEL RUBINSTEIN, IN PRO PER

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOEL RUBINSTEIN,

Plaintiff,

vs.

SAP AG, a German corporation, SAP
AMERICA, INC., a Delaware corporation,
SAP LABS, LLC, a Delaware limited liability
company, and DOES 1-20, inclusive,

Defendants.

Case No. C 11-06134 JW

**STIPULATION AND ~~PROPOSED~~
ORDER TO RESCHEDULE HEARING
AND TO EXTEND BRIEFING
DEADLINES FOR DEFENDANTS'
MOTION TO DISMISS**

Date: February 6, 2012
Time: 9:00 a.m.
Judge: Hon. James Ware
Dept.: 9

1 Plaintiff Joel Rubinstein ("Plaintiff") and Defendants SAP AG, SAP labs, LLC and SAP
 2 America, Inc. ("Defendants"), collectively referred to as the "Parties," file this stipulation to
 3 extend the hearing date and briefing deadlines related to Defendants' Motion to Dismiss
 4 Plaintiff's Complaint:

5 WHEREAS, Plaintiff filed his Complaint on November 7, 2011 in the Superior Court of
 6 California in and for the County of Santa Clara;

7 WHEREAS, Defendants timely removed the action to this Court on December 6, 2011,
 8 based on diversity of the parties and original jurisdiction pursuant to 28 U.S.C. Section 1332;

9 WHEREAS, Defendants filed their Motion to Dismiss Plaintiff's Complaint on December
 10 13, 2011;

11 WHEREAS, Defendants' Motion to Dismiss is currently set for hearing before this Court
 12 on February 6, 2012;

13 WHEREAS, Plaintiff is currently proceeding in this matter *in pro per* and is currently in
 14 the process of retaining counsel;

15 WHEREAS, Plaintiff anticipates filing an Amended Complaint;

16 WHEREAS, Plaintiff has requested an extension of the deadline to file his Opposition to
 17 Defendants' Motion to Dismiss;

18 WHEREAS, the Parties are willing to continue the hearing on Defendants' Motion to
 19 Dismiss and the related deadlines for filing Plaintiff's Opposition thereto and Defendants' Reply
 20 in Support thereof;

21 WHEREAS, neither party has been or will be prejudiced by the continuation of these
 22 litigation deadlines;

23 THEREFORE, the Parties stipulate and agree, and request that the Court approve the
 24 following deadlines:

Event	Old deadline	New deadline
Plaintiff's last day to file Opposition to Defendants' Motion to Dismiss	12/27/2011	01/17/2012

1	Defendants' last day to file Reply in Support of Motion to	1/03/2012	01/24/2012
2	Dismiss		
3	Hearing on Defendants' Motion to Dismiss	02/06/2012	02/13/2012

5 Dated: December 27, 2011

MORGAN, LEWIS & BOCKIUS LLP

7 By /S/ Jennifer Lockhart

Melinda S. Riechert

Jennifer A. Lockhart

Attorneys for Defendants

SAP AG, SAP AMERICA, INC. and SAP
LABS, LLC

11 Dated: December 27, 2011

JOEL RUBINSTEIN

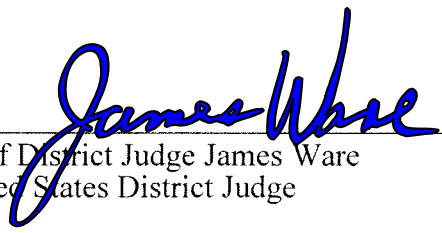
14 By /S/ Joel Rubinstein

Joel Rubinstein

Plaintiff in Pro Per

17 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

19 DATED: January 17, 2012


Chief District Judge James Ware
United States District Judge